

WEDNESDAY, FEBRUARY 16, 2011

SIXTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 8:30 a.m., and was called to order by Mr. Speaker Ramsey.

PRAYER

The proceedings were opened with prayer by Pastor Jerry Burchett of Station Camp Church of Christ in Gallatin, Tennessee, a guest of Senator Haile.

PLEDGE OF ALLEGIANCE

Senator Haile led the Senate in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 31

Senators present were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

COMMUNICATIONS

February 16, 2011

The Honorable Ron Ramsey
Lt. Governor and Speaker of the Senate
Suite 1, Legislative Plaza
Nashville, Tennessee 37243

Dear Ron,

I was absent from Session this morning, February 16, 2011, at 8:30 a.m. due to a formal meeting with Washington County Teachers.

The meeting went longer than I expected.

Sincerely,

/s/ Senator Rusty Crowe

APPROVED: Lieutenant Governor
Ron Ramsey

February 16, 2011

The Honorable Ron Ramsey
Speaker of the Senate
One Legislative Plaza
Nashville, Tennessee 37243

Dear Speaker Ramsey:

This is to request your excuse for my absence from Session today, February 16, 2011. Due to personal business, I will be unable to attend.

Sincerely,

/s/ Jim Kyle

APPROVED: Lieutenant Governor
Ron Ramsey

STANDING COMMITTEE REPORTS

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 68 and 78.

YAGER, Chairperson
February 15, 2011

The Speaker announced that he had referred Senate Bills Nos. 68 and 78 to the Committee on Calendar.

COMMERCE, LABOR AND AGRICULTURE

MR. SPEAKER: Your Committee on Commerce, Labor and Agriculture begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 79 with amendments; also, recommend that Senate Bill No. 40 be referred to Committee on Finance, Ways and Means.

JOHNSON, Chairperson
February 15, 2011

The Speaker announced that he had referred Senate Bill No. 79 with amendments to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 40 to the Committee on Finance, Ways and Means.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 325; also, recommend that Senate Joint Resolution No. 18 with amendment be referred to Committee on Finance, Ways and Means.

BEAVERS, Chairperson
February 15, 2011

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The Speaker announced that he had referred Senate Bill No. 325 to the Committee on Calendar.

The Speaker announced that he had referred Senate Joint Resolution No. 18 with amendment to the Committee on Finance, Ways and Means.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 635 through 890** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILLS

The Speaker announced that the following bills were filed for introduction and passed first consideration:

Senate Bill No. 635 by Senator Haile.

Highway Signs -- As introduced, "Historic Rock Castle", I-65 at Vietnam Veterans Parkway and State Route 386 at Indian Lake Road.

Senate Bill No. 636 by Senator McNally.

Taxes, Ad Valorem -- As introduced, abolishes eligibility for carryovers for purposes of ad valorem tax equity payments made to telecommunications service providers. Amends TCA Section 67-6-103; Section 67-6-221 and Section 67-6-222.

Senate Bill No. 637 by Senator McNally.

Taxes -- As introduced, adds certain rights regarding challenges and refunds to the Taxpayer Bill of Rights; revises procedures regarding disputed taxes. Amends TCA Title 67, Chapter 1, Part 1 and Title 67, Chapter 1, Part 18.

Senate Bill No. 638 by Senator McNally.

Taxes, Real Property -- As introduced, revises provisions governing obligation to pay property taxes during an assessment appeal. Amends TCA Section 67-5-1512.

Senate Bill No. 639 by Senator Johnson.

Civil Procedure -- As introduced, removes judicial discretion to apportion costs between the parties and clarifies that the prevailing party is entitled to recover costs. Amends TCA Title 20; Title 25; Title 27; Title 29, Chapter 11; Title 29, Chapter 34 and Title 29, Chapter 5.

Senate Bill No. 640 by Senator Bell.

Pensions and Retirement Benefits -- As introduced, adds emergency medical services personnel to mandatory retirement provisions. Amends TCA Title 8, Chapter 35 and Title 8, Chapter 36.

Senate Bill No. 641 by Senator Bell.

Abortion -- As introduced, clarifies that abortions performed during viability of the fetus must be performed in a hospital. Amends TCA Title 37, Chapter 10, Part 3; Title 39, Chapter 15, Part 2 and Title 68, Chapter 11, Part 2.

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Senate Bill No. 642 by Senator Bell.

Hospitals and Health Care Facilities -- As introduced, revises requirements applicable to ambulatory surgical treatment centers in which abortions are performed in regard to required insurance coverage, requirements for the administrator of the facility and the civil penalties for violations. Amends TCA Title 37, Chapter 10, Part 3; Title 39, Chapter 15, Part 2 and Title 68, Chapter 11, Part 2.

Senate Bill No. 643 by Senator Bell.

Hospitals and Health Care Facilities -- As introduced, revises requirements applicable to ambulatory surgical treatment centers in which abortions are performed in regard to required insurance coverage, requirements for the administrator of the facility and the civil penalties for violations. Amends TCA Title 39, Chapter 15, Part 2 and Title 68, Chapter 11, Part 2.

Senate Bill No. 644 by Senator Bell.

Abortion -- As introduced, clarifies that abortions performed during viability of the fetus must be performed in a hospital. Amends TCA Title 39, Chapter 15, Part 2 and Title 68, Chapter 11, Part 2.

Senate Bill No. 645 by Senator Bell.

Animal Control -- As introduced, prohibits the board of veterinary medical examiners from requiring a certified governmental animal control agency to have a full-time licensed veterinarian on staff in order to obtain a certificate to perform chemical capture. Amends TCA Title 44 and Title 63.

Senate Bill No. 646 by Senator Bell.

Judges and Chancellors -- As introduced, requires appellate judges be retained by 75 percent of persons voting rather than by a majority of voters. Amends TCA Title 17, Chapter 4, Part 1.

Senate Bill No. 647 by Senator Bell.

Civil Procedure -- As introduced, requires persons serving process to not have been convicted of a felony. Amends TCA Title 8 and Title 21, Chapter 1.

Senate Bill No. 648 by Senator Southerland.

Tort Liability and Reform -- As introduced, restores sovereign immunity from liability for dangerous conditions on unpaved county roads where OHV use is permitted. Amends TCA Section 29-20-203.

Senate Bill No. 649 by Senator Tracy.

Prisons and Reformatory Institutions -- As introduced, allows State Building Commission, attorney general and Commissioner of Correction to proceed on proposal or contract for correctional services if select oversight committee on correction, Fiscal Review Committee and State and Local Government Committees have not reported any comments in 30 days after receiving the proposal or contract. Amends TCA Title 41, Chapter 24.

Senate Bill No. 650 by Senator Southerland.

Highway Signs -- As introduced, adds definition of "agreement" to billboard regulation and control act. Amends TCA Title 29, Chapter 16, Part 1 and Title 54, Chapter 21.

Senate Bill No. 651 by Senator Campfield.

Civil Procedure -- As introduced, removes judicial discretion to apportion costs based on equity and permits recovery of certain litigation costs by the successful party to certain civil actions. Amends TCA Title 20; Title 25; Title 27; Title 29, Chapter 11; Title 29, Chapter 34 and Title 29, Chapter 5.

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Senate Bill No. 652 by Senator Campfield.

Welfare -- As introduced, authorizes drug testing for reasonable cause of persons who receive public assistance benefits; authorizes termination of benefits of persons testing positive for controlled substances who do not enroll in a drug treatment program. Amends TCA Title 4, Chapter 3, Part 12; Title 4, Chapter 3, Part 18 and Title 71.

Senate Bill No. 653 by Senator Campfield.

Abortion -- As introduced, requires all physicians' offices that perform five or more abortions annually to be licensed as ambulatory surgical treatment centers. Amends TCA Title 68, Chapter 11, Part 2.

Senate Bill No. 654 by Senator Tracy.

Housing -- As introduced, authorizes certain property to be classified as affordable housing rental property for tax assessment purposes. Amends TCA Title 13 and Title 67.

Senate Bill No. 655 by Senator Tracy.

Law Enforcement -- As introduced, establishes the Blue Alert system to provide rapid dissemination of information to aid in detection of persons when law enforcement officer is killed, injured or suspiciously missing in line of duty. Amends TCA Title 38, Chapter 6, Part 1.

Senate Bill No. 656 by Senator Tracy.

Driver Licenses -- As introduced, decreases from 30 to 20 the number of days following a conviction for a traffic violation that a commercial vehicle operator must notify employer of the conviction. Amends TCA Title 54 and Title 55.

Senate Bill No. 657 by Senator Tracy.

Safety, Dept. of -- As introduced, requires department to notify TDOT's division of multimodal resources when any county is designated as a "citizen transportation area". Amends TCA Title 4; Title 10; Title 38; Title 39; Title 55 and Title 65.

Senate Bill No. 658 by Senator Tracy.

Special License Plates -- As introduced, requires Department of Revenue to study its administration of the new specialty earmarked plate program and report recommendations to reduce unnecessary administrative burdens to general assembly. Amends TCA Title 4; Title 54; Title 55; Title 65 and Title 67.

Senate Bill No. 659 by Senator Tracy.

Special License Plates -- As introduced, authorizes issuance of hummingbird awareness new specialty earmarked plate; allocates 50 percent of funds produced from sale thereof to wildlife resources fund. Amends TCA Title 4; Title 54; Title 55; Title 65 and Title 67.

Senate Bill No. 660 by Senator Tracy.

Highways, Roads and Bridges -- As introduced, removes provision providing that certain highway signs are paid from the highway fund subject to appropriation by the general assembly. Amends TCA Title 4; Title 9; Title 54; Title 55 and Title 65.

Senate Bill No. 661 by Senator Tracy.

Transportation, Dept. of -- As introduced, revises duties of the commissioner to require the estimated dollar amount needed to implement the long range and coordinated statewide transportation plan be reported to the general assembly every year or more frequently as the commissioner may determine. Amends TCA Title 4; Title 9; Title 47; Title 54; Title 55 and Title 65.

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Senate Bill No. 662 by Senator Tracy.

Highways, Roads and Bridges -- As introduced, requires Department of Transportation to prepare a long-range transportation plan that includes state-controlled bridges and highway improvements that will be revised and submitted annually to the general assembly. Amends TCA Title 4; Title 9; Title 47; Title 54; Title 55 and Title 65.

Senate Bill No. 663 by Senator Tracy.

Transportation, Dept. of -- As introduced, urges commissioner to use wildflowers native to each grand division in new wildflower plantings. Amends TCA Title 3; Title 4; Title 8; Title 54; Title 55; Title 65 and Title 67.

Senate Bill No. 664 by Senator Tracy.

Special License Plates -- As introduced, authorizes issuance of Tennessee cave salamander special license plates; funds produced from such plates deposited in wildlife resources fund for conservation of game species. Amends TCA Title 55, Chapter 4.

Senate Bill No. 665 by Senator Tracy.

Motor Vehicles -- As introduced, increases the distance of the required unobstructed view of stopped vehicles upon any highway outside of a business or residential district from 200 feet to 300 feet. Amends TCA Title 55.

Senate Bill No. 666 by Senator Tracy.

Motor Vehicles -- As introduced, extends sight distance required for certain parked vehicles from 200 feet to 250 feet. Amends TCA Title 55.

Senate Bill No. 667 by Senator Tracy.

Traffic Safety -- As introduced, defines "surveillance camera" as used in the rules of the road. Amends TCA Title 6; Title 7; Title 54 and Title 55.

Senate Bill No. 668 by Senator Tracy.

Special License Plates -- As introduced, requires comptroller to report any audit of a nonprofit organization receiving funds from sale of new specialty earmarked license plate to Senate and House Transportation Committees within 30 days of audit. Amends TCA Title 8; Title 54 and Title 55.

Senate Bill No. 669 by Senator Tracy.

Public Contracts -- As introduced, declares that bond requirement for all public contracts in excess of \$100,000 is subject to change based on the consumer price index for the previous calendar year. Amends TCA Title 12; Title 54 and Title 55.

Senate Bill No. 670 by Senator Tracy.

Transportation, Dept. of -- As introduced, requires TDOT to provide supplemental report of progress of Tollway Act pilot program to general assembly by January 1, 2012. Amends TCA Title 4; Title 9; Title 12; Title 54; Title 55 and Title 67.

Senate Bill No. 671 by Senator Tracy.

Special License Plates -- As introduced, increases from three to five years moratorium between time plate has become obsolete and invalid until re-authorization by the general assembly. Amends TCA Title 55, Chapter 4.

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Senate Bill No. 672 by Senator Tracy.

Highways, Roads and Bridges -- As introduced, extends time period, from current 60 days to 75 days of taking office, within which new chief administrative officer of county highway system must submit inventory of equipment to county legislative body. Amends TCA Title 54.

Senate Bill No. 673 by Senator Tracy.

Highways, Roads and Bridges -- As introduced, defines "milldam" for navigable stream obstruction purposes. Amends TCA Title 54 and Title 55.

Senate Bill No. 674 by Senator Tracy.

Motor Vehicles, Titling and Registration -- As introduced, increases from three to five years the period of time that must elapse before an obsolete new specialty earmarked plate may be re-issued; specifies the type of plates that may not be re-issued in this period. Amends TCA Title 54 and Title 55.

Senate Bill No. 675 by Senator Tracy.

Transportation, Dept. of -- As introduced, revises duties of the commissioner to require the estimated dollar amount needed to implement the long range and coordinated statewide transportation plan be reported to the general assembly every year or more frequently as the commissioner may determine. Amends TCA Title 4 and Title 54.

Senate Bill No. 676 by Senator Tracy.

Special License Plates -- As introduced, provides for issuance of cave salamander special license plate; proceeds to be deposited in the wildlife resources fund. Amends TCA Title 4; Title 54 and Title 55.

Senate Bill No. 677 by Senator Tracy.

Highway Signs -- As introduced, removes provision providing that certain highway signs are paid from the highway fund subject to appropriation by the general assembly. Amends TCA Title 4; Title 54; Title 55 and Title 65.

Senate Bill No. 678 by Senator Tracy.

Special License Plates -- As introduced, authorizes issuance of hummingbird awareness new specialty earmarked plate; allocates 50 percent of funds produced from sale thereof to wildlife resources fund. Amends TCA Title 4; Title 54; Title 55; Title 65 and Title 67.

Senate Bill No. 679 by Senator Tracy.

Special License Plates -- As introduced, requires Department of Revenue to issue dealer plates with distinctive numbering system. Amends TCA Title 4; Title 54; Title 55; Title 65 and Title 67.

Senate Bill No. 680 by Senator Tracy.

Immigration -- As introduced, unless the context provides otherwise, specifies the criteria for being deemed a Tennessee citizen or resident. Amends TCA Title 1; Title 36 and Title 68, Chapter 3.

Senate Bill No. 681 by Senator Tracy.

Education, Higher -- As introduced, requires the board of regents and the board of trustees for the University of Tennessee system to develop a verification process to establish the lawful presence of applicants for admission; prohibits the admission of applicants unlawfully present in the United States to either system. Amends TCA Title 8 and Title 49.

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Senate Bill No. 682 by Senator Tracy.

Law Enforcement -- As introduced, clarifies that money deposited in the police pay supplement fund can only be used for the payment of police pay supplements and such other payments as may be authorized by the police pay supplement statute. Amends TCA Title 9, Chapter 4, Part 2 and Title 38, Chapter 8, Part 1.

Senate Bill No. 683 by Senator Tracy.

Attorney General and Reporter -- As introduced, decreases from 10 to five days the time for the supreme court clerks to deliver to the attorney general and reporter the supreme court opinions; decreases from 60 to 30 days the time for the attorney general and reporter to publish reports of such opinions. Amends TCA Title 8.

Senate Bill No. 684 by Senator Tracy.

Highway Signs -- As introduced, designates bridge on State Route 96 in Rutherford County as "James C. McKnight Bridge".

Senate Bill No. 685 by Senator Tracy.

Local Government, General -- As introduced, requires counties or cities operating emergency and nonemergency ambulance service to respond to an emergency call and designate another ambulance company to carry out a conflicting nonemergency service. Amends TCA Title 7, Chapter 61.

Senate Bill No. 686 by Senator Tracy.

Physicians and Surgeons -- As introduced, requires license for a facility to perform outpatient elective cosmetic medical procedures or treatment. Amends TCA Title 63 and Title 68.

Senate Bill No. 687 by Senator Summerville.

Local Government, General -- As introduced, authorizes municipality or county that compensates counsel for County Election Commission to select that counsel instead of allowing the commission to select their own counsel. Amends TCA Title 2, Chapter 12, Part 1.

Senate Bill No. 688 by Senator Summerville.

Teachers, Principals and School Personnel -- As introduced, removes licensure as a requirement for being employed as a teacher, principal or supervisor by an LEA. Amends TCA Title 49.

Senate Bill No. 689 by Senator Southerland.

Tennessee Regulatory Authority -- As introduced, lowers the civil penalty for violations concerning gas pipeline systems from an amount not to exceed \$10,000 per violation for each day that such violation persists to an amount not to exceed \$5,000. Amends TCA Title 65.

Senate Bill No. 690 by Senator Norris.

Criminal Offenses -- As introduced, increases the penalties for discharging a firearm into a habitation. Amends TCA Title 39.

Senate Bill No. 691 by Senator Norris.

Sentencing -- As introduced, imposes higher classifications for certain violent crimes that are committed by three or more persons; sets the presumptive sentence for such crimes classified as Class A felonies at the maximum within the range; describes indictment parameters. Amends TCA Title 39 and Title 40.

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Senate Bill No. 692 by Senator Norris.

Sentencing -- As introduced, increases the penalty for possessing a firearm if the defendant has a prior felony conviction involving force or violence from Class E to Class C felony and from Class E to Class D if prior conviction is for drug offense. Amends TCA Title 39 and Title 40.

Senate Bill No. 693 by Senator Beavers.

Prisons and Reformatory Institutions -- As introduced, provides that the Department of Correction cannot incarcerate a prisoner in a private contract prison facility if the security classification for the prisoner is higher than the private facility is designed to house. Amends TCA Title 41.

Senate Bill No. 694 by Senator Faulk.

Malpractice -- As introduced, prohibits recovery in a medical malpractice case for negligent diagnosis or treatment that decreases a patient's chances of avoiding death or any other adverse medical condition when the death or other adverse medical condition would have occurred even if the defendant had not been negligent. Amends TCA Title 29, Chapter 26.

Senate Bill No. 695 by Senator Faulk.

Criminal Procedure -- As introduced, eliminates post-conviction relief at the state level. Amends TCA Title 4; Title 8; Title 16; Title 29; Title 38; Title 40 and Title 41.

Senate Bill No. 696 by Senator Faulk.

Damages -- As introduced, requires that any award of punitive damages in a civil action be divided equally with the plaintiff and with the state. Amends TCA Title 4; Title 20; Title 22; Title 23; Title 29; Title 33; Title 36; Title 39; Title 45; Title 47; Title 49; Title 65; Title 66; Title 68; Title 70 and Title 71.

Senate Bill No. 697 by Senator Faulk.

Hawkins County -- As introduced, subject to local approval, authorizes possession, storage, use, manufacture, transport, and sale of fireworks in Hawkins County. Repeals Chapter 617 of the Private Acts of 1947.

Senate Bill No. 698 by Senator Faulk.

Insurance Companies, Agents, Brokers, Policies -- As introduced, authorizes the Commissioner of Commerce and Insurance to develop and implement a reporting plan to track the costs of civil litigation in which discovery of insurance limits is allowed in Tennessee as compared to other states and the federal system. Amends TCA Title 56.

Senate Bill No. 699 by Senator Bell.

Judges and Chancellors -- As introduced, requires the popular election of state trial court judges, appellate court judges, and supreme court judges; makes other revisions for filling vacancies. Amends TCA Title 2, Chapter 5; Title 17, Chapter 1, Part 3; Title 17, Chapter 4 and Title 17, Chapter 1, Part 1.

Senate Bill No. 700 by Senators Bell and Yager.

Hospitals and Health Care Facilities -- As introduced, limits certificates of need to facilities and removes equipment and services from the certificate requirements. Amends TCA Title 68.

Senate Bill No. 701 by Senator Henry.

Gas, Petroleum Products, Volatile Oils -- As introduced, extends biodiesel manufacturers' incentive fund one additional year, until June 30, 2014. Amends TCA Title 67, Chapter 3.

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Senate Bill No. 702 by Senator Henry.

Traffic Safety -- As introduced, prohibits the use of cell phones in school zones while warning lights are flashing. Amends TCA Title 55, Chapter 8.

Senate Bill No. 703 by Senator Southerland.

Food and Food Products -- As introduced, requires that honey sold or offered for sale in Tennessee must be labeled as 100 percent pure or not pure. Amends TCA Title 43; Title 44, Chapter 15, Part 1; Title 47, Chapter 18 and Title 53.

Senate Bill No. 704 by Senator Southerland.

Traffic Safety -- As introduced, provides that the red flag required to be attached to a load that projects beyond the rear of a motor vehicle may be made of plastic pliable material instead of cloth. Amends TCA Title 55.

Senate Bill No. 705 by Senator Haynes.

Public Employees -- As introduced, allows certain local governmental entities to enter into memoranda of understanding with employee representative organizations. Amends TCA Title 7 and Title 50.

Senate Bill No. 706 by Senator Harper.

Tort Liability and Reform -- As introduced, includes certain nonprofit entities in Davidson County which operate in conjunction with a metropolitan hospital authority within the definition of "governmental entity" in the Governmental Tort Liability Act. Amends TCA Title 29.

Senate Bill No. 707 by Senator Harper.

Taxes, Privilege -- As introduced, deletes the requirement that taxes remitted by NHL and NBA players be solely used for expenses associated with securing current, expanded or new events for municipally-owned indoor sports facilities. Amends TCA Section 67-4-1703.

Senate Bill No. 708 by Senator Barnes.

Taxes, Exemption and Credits -- As introduced, exempts solar panels purchased for residential use from sales taxes. Amends TCA Title 67, Chapter 6, Part 3.

Senate Bill No. 709 by Senator Barnes.

Taxes, Exemption and Credits -- As introduced, exempts solar panels purchased for legitimate business purposes or commercial uses from sales tax. Amends TCA Title 67, Chapter 6, Part 3.

Senate Bill No. 710 by Senator Barnes.

Sexual Offenders -- As introduced, includes public libraries in places to which convicted sex offenders have restricted access. Amends TCA Title 39 and Title 40.

Senate Bill No. 711 by Senator Woodson.

Education -- As introduced, requires the consortium for cooperative innovative education to evaluate annually the need for legislation to assist in development of programs enabling high school students to earn college credit and to present its findings and conclusions in its annual report; changes date annual report is to be made from February 15 to January 15. Amends TCA Title 49.

Senate Bill No. 712 by Senator Woodson.

Lottery, Scholarships and Programs -- As introduced, deletes two definitions that are not used in the lottery scholarship program and deletes an obsolete provision. Amends TCA Title 49, Chapter 4, Part 9.

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Senate Bill No. 713 by Senator Woodson.

Sentencing -- As introduced, enhances the penalties for a second or subsequent conviction of domestic assault. Amends TCA Title 39; Title 40 and Title 41.

Senate Bill No. 714 by Senator Woodson.

Education -- As introduced, authorizes LEAs and the Department of Education to sponsor or establish virtual schools; enacts the "Virtual Public Schools Act". Amends TCA Title 49.

Senate Bill No. 715 by Senator Woodson.

Veterinarians -- As introduced, removes specifically defined categories of veterinary facilities and excludes from the definition of "veterinary facility" certain premises. Amends TCA Title 63, Chapter 12.

Senate Bill No. 716 by Senator Woodson.

Mortgages -- As introduced, provides additional exceptions to the Tennessee Residential Lending, Brokerage and Servicing Act. Amends TCA Section 45-13-201(b).

Senate Bill No. 717 by Senator Berke.

Education -- As introduced, requires notice of termination of director of schools to comply with same requirements as notice of extension of a director's contract; requires termination of contract of director of schools to be first item on the agenda of the board meeting at which such action is to be considered. Amends TCA Section 49-2-203.

Senate Bill No. 718 by Senator Berke.

Insurance, Health, Accident -- As introduced, requires health insurance coverage of certain treatments for ectodermal dysplasia, cleft lip and cleft palate for children. Amends TCA Title 56.

Senate Bill No. 719 by Senator Berke.

Animal Cruelty and Abuse -- As introduced, exempts an animal from having a rabies inoculation if a veterinarian determines in writing that the inoculation would compromise the animal's health, but the owner must still be responsible for the fees. Amends TCA Section 68-8-103.

Senate Bill No. 720 by Senator Berke.

Public Employees -- As introduced, creates a presumption that an infectious disease acquired by a firefighter, paramedic, emergency medical technician, or emergency medical technician advanced was suffered in the line of duty unless the contrary is shown by competent evidence. Amends TCA Title 7, Chapter 51, Part 2.

Senate Bill No. 721 by Senator Woodson.

Child Custody and Support -- As introduced, makes various changes regarding child custody determination for a mobilized member of the armed forces. Amends TCA Title 36, Chapter 6.

Senate Bill No. 722 by Senator Bell.

Child Abuse -- As introduced, clarifies that before returning a severely abused child to the home where abuse occurred the court must find by clear and convincing evidence that the child will be safe from further abuse, including written findings of fact. Amends TCA Section 37-1-130.

Senate Bill No. 723 by Senator Bell.

Fire Prevention and Investigation -- As introduced, requires all public, private or volunteer fire agencies to conduct criminal background checks on paid or volunteer fire protection personnel applicants, and includes rescue squad personnel. Amends TCA Title 68, Chapter 102.

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Senate Bill No. 724 by Senator Gresham.

Local Government, General -- As introduced, expands purposes for which hot mix asphalt produced by Hardeman County may be used. Amends TCA Section 12-8-101 and Section 54-7-202.

Senate Bill No. 725 by Mr. Speaker Ramsey.

General Assembly -- As introduced, abolishes certain statutorily created, legislative oversight committees and assigns certain responsibilities to certain legislative standing committees. Amends TCA Title 3; Title 4; Title 9, Chapter 4; Section 36-5-112; Title 37; Section 39-13-530; Section 40-34-107; Title 41; Title 49; Title 50; Title 68 and Title 71.

Senate Bill No. 726 by Senator Tate.

Education -- As introduced, extends the 25 percent tuition discount at state operated institutions of higher education that is presently available to children of full-time public school teachers and technology coordinators to children of public school support personnel who are employed at least 25 hours per week. Amends TCA Title 49, Chapter 7, Part 1.

Senate Bill No. 727 by Senator Tate.

Local Education Agencies -- As introduced, abolishes all special school districts on July 1, 2012; requires municipal school districts and county school districts to attempt to consolidate by July 1, 2014. Amends TCA Title 49.

Senate Bill No. 728 by Senator Tate.

Criminal Offenses -- As introduced, creates a Class B misdemeanor, punishable by a \$2,500 fine and mandatory driver license suspension, for operating a vehicle with the intent to obstruct certain private or public property. Amends TCA Title 39; Title 40 and Title 55.

Senate Bill No. 729 by Senator Tate.

Criminal Offenses -- As introduced, creates a Class A misdemeanor, punishable by fine of \$2,500, to knowingly produce, manufacture, distribute, sell, offer for sale, or possess with intent to produce, manufacture, distribute, sell or offer for sale any product composed of any amount of methcathinone that is not lawfully prescribed or approved by the FDA. Amends TCA Title 39, Chapter 17, Part 4.

Senate Bill No. 730 by Senator Tate.

Alcoholic Beverages -- As introduced, permits unincorporated areas in Shelby County to sell alcoholic beverages. Amends TCA Title 57.

Senate Bill No. 731 by Senator Tate.

Hospitals and Health Care Facilities -- As introduced, requires a minimum of four hours of daily direct care to nursing home resident with 3.2 hours of nursing assistant care and 0.8 hours of licensed nursing care. Amends TCA Title 68, Chapter 11.

Senate Bill No. 732 by Senator Tate.

Education, Curriculum -- As introduced, effective July 1, 2010, requires each local board of education to adopt an AIDS education program for its high schools. Amends TCA Title 49, Chapter 6.

Senate Bill No. 733 by Senator Tate.

Alcoholic Beverages -- As introduced, prohibits the sale of energy drinks at a business with a license or permit to serve or sell liquor by the drink; designates the offense as a Class A misdemeanor, punishable only by fine and suspension of an offender's license or permit to serve or sell liquor by the drink. Amends TCA Title 39; Title 40 and Title 57.

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Senate Bill No. 734 by Senator Tate.

Economic and Community Development -- As introduced, requires the Commissioners of Economic and Community Development and Revenue to conduct a joint study, to be presented to the general assembly on or before February 15, 2012, on the impact of the expiration of federal renewal community incentive programs on urban municipalities and the implementation of other economic development and tax incentive programs for urban communities. Amends TCA Title 7 and Title 67.

Senate Bill No. 735 by Senator Tate.

Criminal Offenses -- As introduced, adds to Schedule I controlled substances: 3,4-Methylenedioxymethcathinone (Methylone); 3,4-Methylenedioxypyrovalerone (MDPV); 4-Methylmethcathinone (Mephedrone); 3-Methoxymethcathinone; 3-Fluoromethcathinone; and 4-Fluoromethcathinone. Amends TCA Title 39, Chapter 17, Part 4.

Senate Bill No. 736 by Senator Tate.

Highway Signs -- As introduced, requires the Department of Transportation to mark the appropriate exits for certain hospitals. Amends TCA Section 54-5-706.

Senate Bill No. 737 by Senator Tate.

Criminal Procedure -- As introduced, adds enlistment and active duty service in a branch of United States Armed Forces as a possible condition of pretrial diversion for a defendant who is 21 years or younger and eligible for military service. Amends TCA Title 39 and Title 40.

Senate Bill No. 738 by Senator Tate.

Taxes -- As introduced, enacts the "Tax Cut and Job Creation Act". Amends TCA Title 67.

Senate Bill No. 739 by Senator Bell.

Holidays and Days of Special Observance -- As introduced, designates first full week in March each year as "Volunteer Firefighters Week". Amends TCA Title 15, Chapter 2, Part 1.

Senate Bill No. 740 by Senator Bell.

County Officers -- As introduced, permits a county to pay the cost of obtaining and recording the bond required for constables. Amends TCA Title 8, Chapter 10, Part 1.

Senate Bill No. 741 by Senator Yager.

Utilities, Utility Districts -- As introduced, revises various provisions regarding utility districts, water systems and wastewater systems including provisions governing a required bond and annual audit. Amends TCA Title 7, Chapter 82 and Title 68, Chapter 221, Part 10.

Senate Bill No. 742 by Senator Tracy.

Taxes, Personal Property -- As introduced, specifies that a personal property schedule may be amended only for certain reasons and that the failure of a taxpayer to receive the schedule would not excuse the taxpayer from filing the schedule by March 1. Amends TCA Title 67, Chapter 5.

Senate Bill No. 743 by Senator Norris.

Comptroller, State -- As introduced, requires the comptroller to conduct a study of the statutory law and cases involving the manner in which delinquent property taxes are reported by the trustee and collected by delinquent tax attorneys. Amends TCA Title 67, Chapter 5.

Senate Bill No. 744 by Senator Gresham.

Public Funds and Financing -- As introduced, revises provisions regarding school bond authority including provisions governing a quorum and required number of votes. Amends TCA Title 49, Chapter 3.

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Senate Bill No. 745 by Senator Norris.

Public Funds and Financing -- As introduced, removes obsolete reference to the public deposits task force. Amends TCA Title 9.

Senate Bill No. 746 by Senator Ketron.

County Officers -- As introduced, increases the bond a county property assessor must post from \$10,000 to \$25,000 and removes the present law provision stating that the governing body of any county by a 2/3 vote may elect whether or not county officials must post a bond. Amends TCA Title 5; Title 6; Title 7; Title 8; Title 9; Title 13; Title 18; Title 49; Title 54 and Title 67.

Senate Bill No. 747 by Senator McNally.

Public Funds and Financing -- As introduced, clarifies that bonds to refund outstanding obligations will be sold and state bonds will be issued consistent with adopted finance transaction policies. Amends TCA Title 9, Chapter 21 and Title 9, Chapter 9.

Senate Bill No. 748 by Senator McNally.

Comptroller, State -- As introduced, requires the comptroller to report the status of all local governments' and local government entities' debt management policies, including total outstanding debt, to the State and Local Government Committees of each house by the second Tuesday in March. Amends TCA Title 5; Title 6; Title 7; Title 8 and Title 9.

Senate Bill No. 749 by Senator Gresham.

Public Funds and Financing -- As introduced, requires the director of the office of legislative budget analysis to report by the second Tuesday in January to the speakers of each house, the Education Committees of each house, and the comptroller, if the Commissioner of Education fails to provide the revised BEP funding formula for the ensuing fiscal year by January 1. Amends TCA Title 3; Title 4; Title 8; Title 37 and Title 49.

Senate Bill No. 750 by Senator Tracy.

Public Records -- As introduced, clarifies that auditee records, intra-agency and interagency communications, draft reports, schedules, notes, memoranda and other records relating to an audit or investigation are confidential and not open for public inspection. Amends TCA Title 4, Chapter 3, Part 3 and Title 10, Chapter 7, Part 5.

Senate Bill No. 751 by Senator Gresham.

Education -- As introduced, removes specific reference to Tennessee Education Association in permissible requests for assistance from State Board of Education and for Speaker of the House's appointment to Tennessee financial literacy commission. Amends TCA Title 49, Chapter 3, Part 4 and Title 49, Chapter 7, Part 31.

Senate Bill No. 752 by Senator Gresham.

Taxes, Inheritance Gift -- As introduced, for inheritance tax purposes, excludes from decedent's gross estate the special use value of certain family owned farmland; exempts from additional taxation certain woodland and conservation transactions; exempts up to \$5 million or 50 percent of the value of certain land covered by conservation easements. Amends TCA Title 67.

Senate Bill No. 753 by Senator Gresham.

Zoning -- As introduced, defines "quarrying" as the extraction and removal of any mineral, including clay, stone, gravel, phosphate rock, metallic ore, limestone, marble, chert, sand, dimension stone and any other solid mineral or substance of commercial value found in natural deposits in the earth, for barter or sale for purposes of county and municipal zoning. Amends TCA Sections 13-7-101 and 13-7-201.

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Senate Bill No. 754 by Senator Gresham.

Criminal Offenses -- As introduced, provides that aggravated criminal trespass is also committed if the trespasser destroys or vandalizes a gate, fence, lock or other barrier in order to gain entrance to the property. Amends TCA Title 39, Chapter 14, Part 4.

Senate Bill No. 755 by Senator Gresham.

Criminal Offenses -- As introduced, changes the sentence for the offense of rape of a child from a minimum of 25 years to a minimum Range II sentence; permits a Range III sentence to be imposed if appropriate. Amends TCA Title 39 and Title 40.

Senate Bill No. 756 by Senator Beavers.

Election Laws -- As introduced, clarifies necessity, requirement and statutory responsibility of the county to fund all County Election Commission expenses including compensation of its employees and election officials, expenses incurred in holding elections, and all fees incurred due to the filing or defense of a lawsuit. Amends TCA Section 2-12-109.

Senate Bill No. 757 by Senator Kelsey.

Motor Vehicles, Titling and Registration -- As introduced, prohibits county clerk from registering or renewing registration if owner has parking tickets within such county that are more than 60 days past due. Amends TCA Title 55, Chapter 4.

Senate Bill No. 758 by Senator Kelsey.

Criminal Offenses -- As introduced, removes the requirement that unconsciousness be "protracted" in cases where "serious bodily injury" results from strangulation. Amends TCA Title 39 and Title 40.

Senate Bill No. 759 by Senator Tracy.

Election Laws -- As introduced, requires all documents, petitions or papers filed to be examined by the appropriate election official prior to accepting the items to ensure accuracy and that filing deadlines have been met; if accepted then it is conclusively presumed that all requirements have been met and the document, petition or paper is timely filed. Amends TCA Title 2.

Senate Bill No. 760 by Senator Tracy.

Education -- As introduced, clarifies terms and policies associated with harassment, intimidation and bullying. Amends TCA Title 49, Chapter 6.

Senate Bill No. 761 by Senator Faulk.

Aircraft and Airports -- As introduced, clarifies provisions for creation, operation and governance of certain regional airport authorities. Amends TCA Title 12, Chapter 9, Part 1 and Title 42, Chapter 3, Part 1.

Senate Bill No. 762 by Senator Finney.

Public Funds and Financing -- As introduced, requires state treasurer to study current efforts of depositing state funds that provide specific assistance to eligible state depositories that are community banks, and recommend enhanced efforts to the Senate and House Finance, Ways and Means Committees. Amends TCA Title 9, Chapter 4.

Senate Bill No. 763 by Senator Woodson.

Boards and Commissions -- As introduced, authorizes TWRA to enter into partnership agreements with nonprofit organizations to promote agency goals and objectives including the development of guidelines for the use of advertising on aging motor vehicles and vessels. Amends TCA Title 70, Chapter 1, Part 2 and Title 70, Chapter 1, Part 3.

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Senate Bill No. 764 by Senator Woodson.

Tort Liability and Reform -- As introduced, removes a statutory reference to certain notice provisions of the Governmental Tort Liability Act that are no longer in existence. Amends TCA Title 29, Chapter 20.

Senate Bill No. 765 by Senator Marrero.

Schools, Charter -- As introduced, requires annual progress report of governing body of a public charter school to be made to the executive director of the State Board of Education. Amends TCA Title 49, Chapter 1; Title 49, Chapter 13; Title 49, Chapter 2 and Title 49, Chapter 3.

Senate Bill No. 766 by Senator Marrero.

Environment and Conservation, Dept. of -- As introduced, revises membership of the solid waste disposal control board, the water quality control board, and the air pollution control board. Amends TCA Title 68 and Title 69.

Senate Bill No. 767 by Senator Marrero.

Housing -- As introduced, revises certain provisions of the "Neighborhood Preservation Act". Amends TCA Title 13, Chapter 6.

Senate Bill No. 768 by Senator Ketron.

Campaigns and Campaign Finance -- As introduced, allows corporations to contribute to candidates and certain multicandidate political campaign committees; allows use of corporate funds for certain political activity. Amends TCA Title 2, Chapter 10.

Senate Bill No. 769 by Senator Ketron.

Municipal Government -- As introduced, transfers regulatory authority over municipalities operating electric plant that provides cable, video programming, Internet or similar services to Tennessee Regulatory Authority for such services. Amends TCA Title 7, Chapter 52, Part 6.

Senate Bill No. 770 by Senator Ketron.

Immigration -- As introduced, enacts the "Lawful Immigration Enforcement Act". Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 29; Title 38; Title 39; Title 40; Title 41; Title 49; Title 50; Title 55; Title 67; Title 68 and Title 71.

Senate Bill No. 771 by Senator Ketron.

Election Laws -- As introduced, revises the pilot project requirements for convenience vote centers in certain municipal elections. Amends TCA Title 2, Chapter 3.

Senate Bill No. 772 by Senator Ketron.

Election Laws -- As introduced, revises various election law procedures concerning registration notification forms, times for appointment of election officials, lessening early voting period by two days, inclusion of voter's date of birth on application to vote absentee, and establishing a mechanism for nonresident property owners to vote absentee by mail. Amends TCA Section 2-12-111(a); Section 2-2-107(a); Section 2-2-115(b); Section 2-4-102(a); Section 2-5-211(b); Section 2-6-102(a)(1); Section 2-6-102(b); Title 2, Chapter 6, Part 2 and Section 2-6-202(a)(3).

Senate Bill No. 773 by Senator Ketron.

Municipal Government -- As introduced, retains authority for a municipality or municipal agency to participate in, sponsor, conduct, or administer a cooperative purchasing agreement for the procurement of any supplies or any services other than construction, engineering or architectural

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services or construction materials with one or more other local governments outside of this state but removes authority for such cooperative agreements to be within this state. Amends TCA Section 12-3-1009.

Senate Bill No. 774 by Senator Ketron.

Lottery, Scholarships and Programs -- As introduced, revises Tennessee HOPE scholarship program to permit payment of the scholarship award during summer school as well as during fall and spring semesters. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 775 by Senator Ketron.

Firearms and Ammunition -- As introduced, specifies procedures for determining retired law enforcement officer's eligibility to carry a firearm under federal law. Amends TCA Title 38, Chapter 8, Part 1.

Senate Bill No. 776 by Senator Ketron.

Tobacco, Tobacco Products -- As introduced, enacts the "Tennessee Protection from Secondhand Smoke for Children Act". Amends TCA Title 55, Chapter 9.

Senate Bill No. 777 by Senator Ketron.

Insurance Companies, Agents, Brokers, Policies -- As introduced, authorizes filings for personal risk insurance that provide for an overall statewide rate increase or decrease of no more than 25% in the aggregate for all coverages that are subject to the filing to take effect the date it is filed. Amends TCA Title 56, Chapter 5.

Senate Bill No. 778 by Senator Ketron.

Lottery, Corporation -- As introduced, requires corporation policies and procedures concerning competitive bidding of major procurement contracts to be reviewed and approved by the procurement commission. Amends TCA Title 4, Chapter 51 and Title 4, Chapter 56.

Senate Bill No. 779 by Senator Ketron.

Education -- As introduced, requires office of research and education accountability to compile activities and recommendations of statewide education reform initiatives and report to governor and Education Committees as requested. Amends TCA Title 49, Chapter 1, Part 1.

Senate Bill No. 780 by Senator Ketron.

Immigration -- As introduced, enacts the "Lawful Immigration Enforcement Act". Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 29; Title 38; Title 39; Title 40; Title 41; Title 49; Title 50; Title 55; Title 67; Title 68 and Title 71.

Senate Bill No. 781 by Senator Ketron.

Workers' Compensation -- As introduced, allows five instead of three corporate officers who are engaged in the construction industry to apply for an exemption from the requirements that they be covered by workers' compensation insurance. Amends TCA Title 50, Chapter 6.

Senate Bill No. 782 by Senator Kelsey.

Alcoholic Beverages -- As introduced, adds a facility which has 95 acres, three log cabins, 20 RV pads and a 40-seat restaurant located in Perry County to the definition of premier type tourist resort for purposes of the sale of alcoholic beverages for on-premises consumption. Amends TCA Section 57-4-102.

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Senate Bill No. 783 by Senator Ketron.

Alcoholic Beverages -- As introduced, adds a facility which has 95 acres located in Perry County to the definition of premier type tourist resort for purposes of the sale of alcoholic beverages for on-premises consumption. Amends TCA Section 57-4-102.

Senate Bill No. 784 by Senator Ketron.

Public Employees -- As introduced, prohibits public employees from having a payroll deduction to a political action committee or for dues for membership organizations that use funds for political activities. Amends TCA Title 3; Title 7 and Title 8.

Senate Bill No. 785 by Senator Ketron.

Criminal Offenses -- As introduced, enacts the "Animal Fighting Enforcement Act", increasing penalties for certain offenses involving animal fighting. Amends TCA Title 39, Chapter 14, Part 2.

Senate Bill No. 786 by Senator Southerland.

Insurance Companies, Agents, Brokers, Policies -- As introduced, deletes current statutory language that authorizes the commissioner at rulemaking hearings to administer oaths, receive oral and documentary evidence, and exercise subpoena power. Amends TCA Title 56.

Senate Bill No. 787 by Senator Campfield.

Education -- As introduced, provides for re-establishment of elected office of school superintendent for certain counties or cities upon two-thirds vote of governing body; any such ordinance or resolution once approved is not operative until approved in an election; provides for qualifications of candidates. Amends TCA Section 49-2-203 and Title 49, Chapter 2, Part 3.

Senate Bill No. 788 by Senator Campfield.

Teachers, Principals and School Personnel -- As introduced, requires the Department of Education to post teacher effect data by LEA and school in which the teacher is employed on the Internet. Amends TCA Title 49, Chapter 1, Part 6.

Senate Bill No. 789 by Senator Overbey.

Health, Dept. of -- As introduced, requires that 50% of funds expended for in-home visitation programs be expended on evidence-based programs for the fiscal year 2011-2012 and 75% for each year thereafter. Amends TCA Title 68, Chapter 1, Part 1.

Senate Bill No. 790 by Senator Overbey.

Professions and Occupations -- As introduced, requires a radiologist assistant to work in the employ or at the direction of a radiologist. Amends TCA Title 63.

Senate Bill No. 791 by Senator Overbey.

Medical Occupations -- As introduced, states that the board of medical examiners is authorized to promulgate rules and regulations to administer the Genetic Counselors Licensing Act. Amends TCA Title 63.

Senate Bill No. 792 by Senator Overbey.

Professions and Occupations -- As introduced, provides for licensure or certification of radiology practitioner assistants as radiologist assistants. Amends TCA Title 63.

Senate Bill No. 793 by Senator Overbey.

Hospitals and Health Care Facilities -- As introduced, increases from \$500 to \$1,000 the maximum civil penalty that may be imposed each day that a person performs any activity that requires a certificate of need without first obtaining the required certificate of need. Amends TCA Title 68.

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Senate Bill No. 794 by Senator Overbey.

Hospitals and Health Care Facilities -- As introduced, allows the Commissioner of Health to bring an action to enforce a civil penalty assessed against a deficient nursing home in general sessions court as well as in circuit or chancery court. Amends TCA Title 68.

Senate Bill No. 795 by Senator Overbey.

Civil Procedure -- As introduced, increases from \$200 to \$500 the amount of indebtedness that requires newspaper advertisements, three different times, announcing a pending court-ordered judicial sale. Amends TCA Title 35.

Senate Bill No. 796 by Senator Overbey.

Administrative Procedure (UAPA) -- As introduced, allows the respondent in a contested case to continue the date of the first scheduled hearing until both parties certify that they are ready for the hearing; allows either party to make a motion to set the hearing if unreasonable delay occurs. Amends TCA Title 4.

Senate Bill No. 797 by Senator Overbey.

TennCare -- As introduced, adds an additional element to the actuarial study of TennCare to include an analysis of the effect of reduction of payments to providers on the provision of care. Amends TCA Title 71.

Senate Bill No. 798 by Senator Overbey.

Insurance, Health, Accident -- As introduced, authorizes a dental service plan corporation to limit participation by dentists if the dental plan is provided or managed on behalf of or for a governmental entity. Amends TCA Title 56, Chapter 30.

Senate Bill No. 799 by Senator Overbey.

Insurance, Health, Accident -- As introduced, allows dental service plans to make payments to dentists electronically if the dental service plan also receives claims from dentists electronically. Amends TCA Title 56, Chapter 30.

Senate Bill No. 800 by Senator Overbey.

General Assembly, Directed Studies -- As introduced, directs the Commissioner of Economic and Community Development, in consultation with MTAS and CTAS, to study the effects of state and local tax incentives on the economic development of municipalities and counties. Amends TCA Title 67.

Senate Bill No. 801 by Senator Overbey.

Children -- As introduced, enacts the "Access to Pediatric Rare Disease Treatment Information Act". Amends TCA Title 68.

Senate Bill No. 802 by Senator Overbey.

Bail, Bail Bonds -- As introduced, authorizes the use of a duplicate capias for the arrest or surrender of an individual when the clerk is unavailable to provide a certified capias. Amends TCA Title 40, Chapter 11, Part 1.

Senate Bill No. 803 by Senator Berke.

Child Custody and Support -- As introduced, requires that in taking into account the child's best interest for purposes of a child custody arrangement, the court shall order a custody arrangement that permits both parents to enjoy the maximum participation possible in the life of the child. Amends TCA Section 36-6-106 relative to child custody.

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Senate Bill No. 804 by Senator Berke.

Education, Higher -- As introduced, places burden of proof on agency taking disciplinary action at each step when disciplining a higher education employee, and for final step requires administrative law judge from secretary of state hear the case. Amends TCA Title 49.

Senate Bill No. 805 by Senator Bell.

Victims' Rights -- As introduced, authorizes reimbursement from the criminal injuries compensation fund for the reasonable costs of temporary lodging for the victim of domestic violence, not to exceed 14 days. Amends TCA Section 29-13-106.

Senate Bill No. 806 by Mr. Speaker Ramsey.

Sullivan County -- As introduced, subject to local approval, repeals requirement that satellite offices for the register of deeds be maintained outside the county seat. Repeals Chapter 242 of the Acts of 1899; and any other acts amendatory thereto.

Senate Bill No. 807 by Mr. Speaker Ramsey.

Census -- As introduced, requires utilization of census 2010 geography in establishment or alteration of precincts after March 1, 2011. Amends TCA Section 2-3-102.

Senate Bill No. 808 by Senator Kelsey.

Sales -- As introduced, creates pilot project in Shelby County requiring a seller of scrap jewelry or precious metals to give thumbprint on purchaser's transaction log. Amends TCA Section 38-1-203.

Senate Bill No. 809 by Senator Kelsey.

Civil Procedure -- As introduced, allows clerk of court in which an action was initiated to transmit the transcript and original documents to clerk of court to which venue was transferred through e-mail in addition to physical transfer of records, upon agreement of both clerks. Amends TCA Title 20.

Senate Bill No. 810 by Senator Kelsey.

Statutes of Limitations and Repose -- As introduced, provides for extension of statutes of limitations and statutes of repose in the event the governor declares a disaster. Amends TCA Title 28.

Senate Bill No. 811 by Senator Kelsey.

Judgments -- As introduced, requires a lien book to be kept in the register's office of the county where the land lies. Amends TCA Title 25.

Senate Bill No. 812 by Senator Kelsey.

Victims' Rights -- As introduced, requires the treasurer's annual report to include the total amounts received and paid out of the criminal injuries compensation fund and the number of claims for compensation asserted. Amends TCA Title 29.

Senate Bill No. 813 by Mr. Speaker Ramsey.

Highway Signs -- As introduced, names "SPC Michael E. Harr Memorial Bridge" on State Route 126 in Sullivan County.

Senate Bill No. 814 by Mr. Speaker Ramsey.

Highway Signs -- As introduced, names "Orville Depew 'Dick' Kitzmiller and Riley Lee Milhorn Memorial Bridge", on State Route 75 in Sullivan County.

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Senate Bill No. 815 by Senator Crowe.

Health Care -- As introduced, requires the Commissioner of Health to report to certain legislative committees concerning implementation of certain aspects of federal health care reform legislation. Amends TCA Title 3; Title 4; Title 33; Title 53; Title 56; Title 63; Title 68 and Title 71.

Senate Bill No. 816 by Senator Crowe.

Taxes, Income -- As introduced, exempts income derived from cemetery trusts from state and local taxation. Amends TCA Title 46, Chapter 7, Part 1 and Title 67, Chapter 2, Part 1.

Senate Bill No. 817 by Senator Crowe.

Hospitals and Health Care Facilities -- As introduced, requires hospitals to have certain persons authenticate verbal orders. Amends TCA Title 68, Chapter 11, Part 3.

Senate Bill No. 818 by Senator Crowe.

Disabled Persons -- As introduced, replaces references to mental retardation with references to intellectual disabilities. Amends TCA Title 2; Title 4; Title 5; Title 8; Title 10; Title 37; Title 48; Title 49; Title 56; Title 63; Title 68; Title 70 and Title 71.

Senate Bill No. 819 by Senator Crowe.

Teachers, Principals and School Personnel -- As introduced, allows retired teachers' children who are under 24 years of age to receive a 25 percent discount at any state-operated institution of higher learning. Amends TCA Title 49, Chapter 7.

Senate Bill No. 820 by Senator Gresham.

Transportation, Dept. of -- As introduced, authorizes commissioner to implement procedure to award certain federal transportation enhancement grant funding directly to established nonprofit organizations for acquisition and preservation of Civil War battlefield sites and that preference be given to nonprofit Civil War preservation organizations over state agencies. Amends TCA Title 4, Chapter 3, Part 23 and Title 9, Chapter 4, Part 51.

Senate Bill No. 821 by Senator Gresham.

Financial Responsibility Law -- As introduced, requires proof of compliance with financial responsibility law prior to registering motor vehicle. Amends TCA Title 55, Chapter 12 and Title 55, Chapter 4.

Senate Bill No. 822 by Senator Gresham.

Public Records -- As introduced, makes all records pertaining to licensure or registration by owners of security systems held or kept by a governmental entity confidential; includes all information, photos, presentations, schematics and surveys. Amends TCA Title 10, Chapter 7.

Senate Bill No. 823 by Senator Gresham.

Teachers, Principals and School Personnel -- As introduced, removes requirement that written notice of termination of teacher contain a statement that such notice was authorized by a majority vote of the local board of education with the name of the teacher receiving such note being recorded in the minutes of the board. Amends TCA Section 49-5-409.

Senate Bill No. 824 by Senator Gresham.

Education, Higher -- As introduced, clarifies that any reserve balance remaining unexpended at the end of a fiscal year in the Tennessee financial literacy commission's account will not revert to the general fund but will remain available to be used by the commission for commission purposes. Amends TCA Title 49, Chapter 7, Part 31.

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Senate Bill No. 825 by Senator Gresham.

Education, Higher -- As introduced, inserts TCA code citation in regard to reference to state school bond authority. Amends TCA Title 49, Chapter 7, Part 5.

Senate Bill No. 826 by Senator Gresham.

Education, Higher -- As introduced, specifies that restrictions imposed by board of trustees of the baccalaureate education system trust fund program regarding the substitution of another individual for the original beneficiary must be no less stringent than that required by federal law. Amends TCA Title 49, Chapter 7, Part 8.

Senate Bill No. 827 by Mr. Speaker Ramsey.

Criminal Procedure -- As introduced, sunsets the current post-conviction defender commission; creates a new post-conviction defender oversight commission. Amends TCA Title 4, Chapter 29 and Title 40, Chapter 30.

Senate Bill No. 828 by Mr. Speaker Ramsey.

Governor -- As introduced, allows governor to employ additional counsel to the attorney general or in lieu of the attorney general if the governor determines it is in the interest of the state following consultation with the attorney general. Amends TCA Title 8, Chapter 6, Part 1.

Senate Bill No. 829 by Mr. Speaker Ramsey.

Solid Waste Disposal -- As introduced, allows private entity to provide a roll off construction or demolition debris container to a person requesting such container even if the site is located in a municipality that has granted an exclusive franchise for the collection, removal and disposal of solid waste. Amends TCA Title 5; Title 6; Title 7 and Title 68, Chapter 211.

Senate Bill No. 830 by Senator Summerville.

Utilities, Utility Districts -- As introduced, requires commissioners of certain water utility districts in Lawrence County to be elected by the customers of the utility district. Amends TCA Section 7-82-307.

Senate Bill No. 831 by Senator Summerville.

Highway Signs -- As introduced, designates bridge on U.S. Highway 412 in Lewis County as "John Andrew Carroll Memorial Bridge".

Senate Bill No. 832 by Senator Summerville.

Highway Signs -- As introduced, designates segment of U.S. Highway 43 in Lawrenceburg as "H.O. Sam Garrard Memorial Highway".

Senate Bill No. 833 by Senator Bell.

Environment and Conservation, Dept. of -- As introduced, prohibits department from promulgating rules to impose fees on public safety agencies for the registration and inspection of x-ray machines. Amends TCA Title 68, Chapter 202, Part 5.

Senate Bill No. 834 by Senator Bell.

Criminal Offenses -- As introduced, removes the requirement that a defendant have a BAC of .20 and a prior conviction to meet the requirements of aggravated vehicular homicide and includes, as a part of the offense, a BAC of .08 in addition to any amount of methamphetamine. Amends TCA Title 39 and Title 40.

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Senate Bill No. 835 by Senator Bell.

Special License Plates -- As introduced, authorizes issuance of Tennessee Fraternal Order of Police new specialty earmarked license plates to members and associate members of organization without 1,000 plate minimum and allocates 50% of revenues derived from sale thereof to organization's charitable foundation; deletes authorization for National Fraternal Order of Police new specialty earmarked license plates. Amends TCA Title 55, Chapter 4.

Senate Bill No. 836 by Senator Bell.

Game and Fish Laws -- As introduced, changes element of offense of using spotlight to locate deer to require that the light be used with the intent to hunt deer rather than the light be used in an apparent attempt or with the intent to locate deer. Amends TCA Title 70, Chapter 4, Part 1.

Senate Bill No. 837 by Senator Bell.

Bail, Bail Bonds -- As introduced, requires bounty hunters to undergo a criminal background check. Amends TCA Section 40-11-318.

Senate Bill No. 838 by Senator Bell.

Bail, Bail Bonds -- As introduced, requires bounty hunters to have a handgun carry permit. Amends TCA Section 40-11-318.

Senate Bill No. 839 by Senator Bell.

Law Enforcement -- As introduced, prohibits law enforcement officer not engaged in duties from carrying firearm on school property during school hours unless the officer shows proof of being officer upon request; deletes requirement that officer notify the school principal. Amends TCA Section 39-17-1350.

Senate Bill No. 840 by Senator Campfield.

Financial Institutions, Dept. of -- As introduced, adds to list of events triggering extraordinary reporting requirements by licensed money transmitters the institution of any official investigation by a government entity with jurisdiction over financial laws. Amends TCA Title 39, Chapter 14, Part 9; Title 40, Chapter 33, Part 2; Title 45, Chapter 7, Part 2 and Title 67, Chapter 4.

Senate Bill No. 841 by Senator Campfield.

Education, Dept. of -- As introduced, requires the Department of Education to develop an athletic concussion policy for adoption by each LEA and commands insurance companies issuing policies to certain entities for accident coverage to require those entities develop an athletic concussion policy and procedures. Amends TCA Title 49 and Title 56.

Senate Bill No. 842 by Senator Tracy.

Special License Plates -- As introduced, authorizes issuance of Labrador Retriever Foundation new specialty earmarked license plates; allocates 50% of funds produced from sale thereof to Labrador Retriever Foundation. Amends TCA Title 55, Chapter 4.

Senate Bill No. 843 by Senator Burks.

Lottery, Scholarships and Programs -- As introduced, permits THEC to post its annual report on its Web site and provide a summary of the report to the standing committees on education in lieu of disseminating the full report to the committees. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 844 by Senator Burks.

Lottery, Scholarships and Programs -- As introduced, simplifies lottery scholarship statutes by removing obsolete and unnecessary provisions. Amends TCA Title 49, Chapter 4, Part 9.

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Senate Bill No. 845 by Senator Burks.

Utilities, Utility Districts -- As introduced, creates a mechanism for a municipality or county to file a petition with the utility management review board to dissolve a utility district in certain circumstances. Amends TCA Title 7, Chapter 82.

Senate Bill No. 846 by Senator Burks.

Public Health -- As introduced, requires Commissioner of Health to report on or before January 31, 2012, with legislative recommendations to legislative committees after consulting with the Commissioner of Environment and Conservation concerning issues involved in the disposing of needles. Amends TCA Title 68.

Senate Bill No. 847 by Senator Marrero.

Insurance, Health, Accident -- As introduced, requires all health insurance entities to report the number of approvals and denials of physician requests for preauthorization for admissions and imaging tests to certain officials in a form that categorizes the information by age, gender, ethnic group and cost savings for denials. Amends TCA Title 56.

Senate Bill No. 848 by Senator Marrero.

Insurance, Health, Accident -- As introduced, requires physicians reviewing and preauthorizing certain claims for health insurance entities to complete the same credentialing process as required for the ordering physicians. Amends TCA Title 56.

Senate Bill No. 849 by Senator Marrero.

Jails, Local Lock-ups -- As introduced, authorizes \$4.00 to be deducted from the wages of prisoners in a county workhouse in certain circumstances to satisfy judgments against the prisoner to make restitution to the victim. Amends TCA Section 41-2-129(c).

Senate Bill No. 850 by Senator Henry.

Disabled Persons -- As introduced, replaces outdated terminology related to individuals with disabilities and deletes the requirement that a clerk determine who is "insane" or "an imbecile" for purposes of granting a marriage license. Amends TCA Title 1; Title 4; Title 7; Title 8; Title 11; Title 13; Title 15; Title 16; Title 20; Title 27; Title 28; Title 29; Title 30; Title 32; Title 34; Title 36; Title 37; Title 39; Title 49; Title 50; Title 54; Title 55; Title 56; Title 62; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71.

Senate Bill No. 851 by Senator Faulk.

Gas, Petroleum Products, Volatile Oils -- As introduced, requires that, for the purpose of ad valorem property taxation, the value of certain facilities that extract, purify, dehydrate, or otherwise treat landfill methane be assessed at the same percentage as a qualified pollution control facility. Amends TCA Title 65, Chapter 28, Part 2 and Title 67, Chapter 5, Part 6.

Senate Bill No. 852 by Senator McNally.

Taxes, Real Property -- As introduced, specifies that if the assessor of property or the county is unable to comply with present law requirements regarding reappraisal and equalization of property for property tax purposes, then the assessor or county must reimburse the state "two times the costs incurred in ensuring compliance" instead of "the costs incurred"; removes the requirement that the state board of equalization sit for a portion of its time in the western and eastern divisions of the state, in addition to its sessions at Nashville. Amends TCA Title 67, Chapter 1 and Title 67, Chapter 5.

Senate Bill No. 853 by Senator Haynes.

Tobacco, Tobacco Products -- As introduced, extends prohibition on smoking in places of employment to fire stations of volunteer fire departments or companies recognized under Title 68,

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Chapter 102, Part 3 as well as to those of political subdivisions; includes volunteer firefighters under the definition of employee for purposes of such prohibition. Amends TCA Title 39, Chapter 17, Part 18.

Senate Bill No. 854 by Senator Haynes.

Education -- As introduced, requires the State Board of Education to promulgate rules and regulations for the annual distribution of the Teacher Code of Ethics to K-12 educators; requires the state board to develop ethics training for use by LEAs. Amends TCA Title 49, Chapter 5, Part 10.

Senate Bill No. 855 by Senator Kyle.

School Districts, Special -- As introduced, repeals Chapter ___ of the Public Acts of 2011 (Senate Bill 25 / House Bill 51). Repeals Chapter ___ of the Public Acts of 2011 (Senate Bill 25 / House Bill 51).

Senate Bill No. 856 by Senator Barnes.

Orders of Protection -- As introduced, removes statutory requirements that law enforcement agencies make order of protection entries into the Tennessee criminal information system; eliminates these entries from the TBI database within two years from the effective date of the act. Amends TCA Title 36, Chapter 3, Part 6 and Title 71, Chapter 6.

Senate Bill No. 857 by Senator Barnes.

Bail, Bail Bonds -- As introduced, provides that persons who have been convicted of a felony and escaped from confinement or broken terms of bail or probation shall be presumed at substantial risk for willfully failing to appear and require substantial bail. Amends TCA Title 40, Chapter 11, Part 1 and Title 40, Chapter 30, Part 1.

Senate Bill No. 858 by Senator Barnes.

Criminal Procedure -- As introduced, deletes outdated language from requirements concerning the sex offender registry. Amends TCA Section 38-6-116.

Senate Bill No. 859 by Senator Barnes.

Courts, Juvenile -- As introduced, requires petitions in juvenile court to contain the name of any alleged biological father if applicable; requires service of summons on alleged biological father in abuse, neglect or dependency proceedings; allows for service by electronic publication. Amends TCA Title 37, Chapter 1, Part 1.

Senate Bill No. 860 by Senator Barnes.

Safety -- As introduced, defines the term "alarm verification" for purposes of the Alarm Contractors Licensing Act. Amends TCA Title 62.

Senate Bill No. 861 by Senator Barnes.

Bail, Bail Bonds -- As introduced, permits the court to revoke a defendant's bond pending a trial if the defendant violates a condition of release, is charged with an offense or engages in certain conduct; deletes express authority to revoke a defendant's bond during a trial. Amends TCA Title 39 and Title 40.

Senate Bill No. 862 by Senator Barnes.

Criminal Offenses -- As introduced, creates a per se DUI offense for driving with Schedule I or II drugs in a person's system unless the person has a valid prescription for the Schedule II drug. Amends TCA Title 39; Title 40 and Title 55.

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Senate Bill No. 863 by Senator Crowe.

Domestic Violence -- As introduced, extends the time of ex parte orders of protection from 15 to 28 days. Amends TCA Title 36, Chapter 3, Part 6.

Senate Bill No. 864 by Senator Crowe.

Domestic Violence -- As introduced, makes a third conviction of domestic assault punishable as a Class D felony. Amends TCA Title 39, Chapter 13, Part 1.

Senate Bill No. 865 by Senator Crowe.

Domestic Violence -- As introduced, increases time of effectiveness of orders of protection; specifies that a person who violates an ex parte order of protection is subject to arrest. Amends TCA Title 36, Chapter 3, Part 6.

Senate Bill No. 866 by Senator Crowe.

Landlord and Tenant -- As introduced, permits certain victims of crimes to terminate residential leases without penalty upon providing notice and particular documentation to the landlord. Amends TCA Title 36, Chapter 3, Part 6; Title 39, Chapter 17; Title 40 and Title 66, Chapter 7, Part 1.

Senate Bill No. 867 by Senators Crowe, Haynes and Ketron.

Architects, Engineers and Designers -- As introduced, changes the title "registered interior designers" to "licensed interior designers" and allows them to prepare non-structural interior design plans for large commercial interior spaces. Amends TCA Title 62.

Senate Bill No. 868 by Senator Crowe.

Police -- As introduced, requires that mandatory training for police officers concerning responding to persons with mental illness must be two hours in duration; the curriculum will count towards officers' annual in-service training. Amends TCA Section 38-8-119.

Senate Bill No. 869 by Senator Kelsey.

Sexual Offenders -- As introduced, creates a sexual offender registry for juveniles who are 14-18 years of age, commit a specified violent sexual offense, and are found by a court to be at high risk for reoffending or have a prior adjudication for a violent sexual offense. Amends TCA Title 37; Title 40; Title 49 and Title 55.

Senate Bill No. 870 by Senator Bell.

Emergency Communications Districts -- As introduced, allows state board to grant exceptions or waivers to certain employment requirements for emergency call takers and public safety dispatchers. Amends TCA Section 7-86-205.

Senate Bill No. 871 by Senator Bell.

Safety, Dept. of -- As introduced, authorizes military veterans to obtain driver licenses displaying language "Veterans", if Department of Safety receives private funding by June 30, 2011. Amends TCA Title 55, Chapter 50.

Senate Bill No. 872 by Senator Haile.

Pharmacy, Pharmacists -- As introduced, deletes existing statute governing interchanges of certain anti-epileptic drugs. Amends TCA Title 53, Chapter 10.

Senate Bill No. 873 by Senator Gresham.

Education, Dept. of -- As introduced, adds representative of the Professional Educators of Tennessee to current eligibility list for appointment by Commissioner of Education to state-level safety team to assist with compliance with the SAVE Act. Amends TCA Title 49, Chapter 6, Part 8.

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Senate Bill No. 874 by Senator Gresham.

Education -- As introduced, enacts "The Virtual Public Schools Act". Amends TCA Title 49.

Senate Bill No. 875 by Senator Gresham.

Election Laws -- As introduced, to conform our laws with the federal Uniformed and Overseas Citizens Absentee Voting Act, clarifies that the federal postcard application will be accepted for all elections not just the federal elections. Amends TCA Title 2.

Senate Bill No. 876 by Senator Gresham.

County Officers -- As introduced, provides that if a member of the county board of education is inducted into military service, such office shall not be filled by election by the county legislative body. Amends TCA Title 8, Chapter 48, Part 2.

Senate Bill No. 877 by Senator Gresham.

Cooperatives -- As introduced, provides for suspension of new assessments against grain producers initiated after July 1, 2011, when balance of Tennessee grain indemnity fund exceeds \$10 million. Amends TCA Title 43, Chapter 32, Part 2.

Senate Bill No. 878 by Senator Tate.

Special License Plates -- As introduced, authorizes issuance of new specialty earmarked license plates for Prince Hall Masons; allocates 50 percent of proceeds to Orange Mound Lodge, Free and Accepted Masons in Memphis. Amends TCA Title 55, Chapter 4.

Senate Bill No. 879 by Senator Tate.

Consumer Protection -- As introduced, makes violations of the federal Fair Debt Collection Practices Act a violation of the Consumer Protection Act of 1977. Amends TCA Title 47, Chapter 18, Part 1.

Senate Bill No. 880 by Senator Tate.

Education, Higher -- As introduced, requires the board of trustees of the University of Tennessee system to submit its report to the governor on the number of students and the workings of the system 10 business days instead of 10 days before the general assembly convenes. Amends TCA Title 49.

Senate Bill No. 881 by Senator Finney.

Education -- As introduced, simplifies LEAs' reporting on conflict resolution programs by requiring such reports be made to the Commissioner of Education biennially instead of annually and requiring, in lieu of a separate report by the commissioner, a summary of the reports and the commissioner's findings to be published in the commissioner's annual report. Amends TCA Title 49.

Senate Bill No. 882 by Senator Finney.

Students -- As introduced, requires the Department of Safety to report annually to the Senate and House Education Committees the number of students whose driver licenses were denied or suspended for failure to make satisfactory academic progress; requires the Department of Safety also to report the number of such students whose licenses were granted or reinstated. Amends TCA Title 49, Chapter 6, Part 30 and Title 55, Chapter 50.

Senate Bill No. 883 by Senator Finney.

Redistricting, Legislative -- As introduced, requires maps corresponding to bills and amendments modifying legislative and congressional districts to be posted on Web site of the general assembly

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for 60-day period prior to adoption of any such bill or amendment; allows public comment through Web site during the 60-day period. Amends TCA Title 2, Chapter 16, Part 1 and Title 3, Chapter 1, Part 1.

Senate Bill No. 884 by Senator Finney.

Unemployment Compensation -- As introduced, authorizes spouses of military members who leave employment due to military reassignment to qualify for unemployment benefits; requires that state pay such benefits and does not count against employer's experience rating. Amends TCA Title 50, Chapter 7.

Senate Bill No. 885 by Senator Finney.

Redistricting, Congressional -- As introduced, requires compliance with state and federal constitutions as well as judicial decisions in passing congressional redistricting plan. Amends TCA Title 2, Chapter 16, Part 1.

Senate Bill No. 886 by Senator Finney.

Redistricting, Legislative -- As introduced, updates references to 2010 TIGER system and geography. Amends TCA Section 3-1-103.

Senate Bill No. 887 by Senator Finney.

Redistricting, Legislative -- As introduced, clarifies that state house districts must comply with all federal statutes and court decisions. Amends TCA Section 3-1-103.

Senate Bill No. 888 by Senator Finney.

Redistricting, Legislative -- As introduced, clarifies that senate must comply with applicable federal statutes. Amends TCA Section 3-1-102.

Senate Bill No. 889 by Senator Finney.

Redistricting, Legislative -- As introduced, updates references to 2010 TIGER system and geography; clarifies provisions concerning districts, terms and vacancies prior to November 2012 elections; clarifies that contiguity by water is sufficient. Amends TCA Section 3-1-102.

Senate Bill No. 890 by Senator Finney.

Redistricting, Congressional -- As introduced, updates reference to 2010 TIGER system; clarifies contiguity by water is sufficient. Amends TCA Section 2-16-103.

MOTION

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 577 through 634** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

Senate Bill No. 577 referred to the Committee on Environment, Conservation and Tourism.

Senate Bill No. 578 referred to the Committee on Environment, Conservation and Tourism.

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Senate Bill No. 579 referred to the Committee on Environment, Conservation and Tourism.

Senate Bill No. 580 referred to the Committee on Education.

Senate Bill No. 581 referred to the Committee on Transportation.

Senate Bill No. 582 referred to the Committee on Judiciary.

Senate Bill No. 583 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 584 referred to the Committee on State and Local Government.

Senate Bill No. 585 referred to the Committee on Judiciary.

Senate Bill No. 586 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 587 referred to the Committee on Education.

Senate Bill No. 588 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 589 referred to the Committee on Education.

Senate Bill No. 590 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 591 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 592 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 593 referred to the Committee on Environment, Conservation and Tourism.

Senate Bill No. 594 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 595 referred to the Committee on General Welfare, Health and Human Resources.

Senate Bill No. 596 referred to the Committee on Delayed Bills.

Senate Bill No. 597 referred to the Committee on State and Local Government.

Senate Bill No. 598 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 599 referred to the Committee on State and Local Government.

Senate Bill No. 600 referred to the Committee on Judiciary.

Senate Bill No. 601 referred to the Committee on Finance, Ways and Means.

Senate Bill No. 602 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 603 referred to the Committee on Commerce, Labor and Agriculture.

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Senate Bill No. 604 referred to the Committee on Judiciary.

Senate Bill No. 605 referred to the Committee on Judiciary.

Senate Bill No. 606 referred to the Committee on Judiciary.

Senate Bill No. 607 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 608 referred to the Committee on General Welfare, Health and Human Resources.

Senate Bill No. 609 referred to the Committee on State and Local Government.

Senate Bill No. 610 referred to the Committee on Transportation.

Senate Bill No. 611 referred to the Committee on General Welfare, Health and Human Resources.

Senate Bill No. 612 referred to the Committee on Judiciary.

Senate Bill No. 613 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 614 referred to the Committee on Judiciary.

Senate Bill No. 615 referred to the Committee on State and Local Government.

Senate Bill No. 616 referred to the Committee on General Welfare, Health and Human Resources.

Senate Bill No. 617 referred to the Committee on State and Local Government.

Senate Bill No. 618 referred to the Committee on Education.

Senate Bill No. 619 referred to the Committee on Judiciary.

Senate Bill No. 620 referred to the Committee on Government Operations.

Senate Bill No. 621 referred to the Committee on Transportation.

Senate Bill No. 622 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 623 referred to the Committee on Commerce, Labor and Agriculture.

Senate Bill No. 624 referred to the Committee on Education.

Senate Bill No. 625 referred to the Committee on State and Local Government.

Senate Bill No. 626 referred to the Committee on State and Local Government.

Senate Bill No. 627 referred to the Committee on State and Local Government.

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Senate Bill No. 628 referred to the Committee on General Welfare, Health and Human Resources.

Senate Bill No. 629 referred to the Committee on State and Local Government.

Senate Bill No. 630 referred to the Committee on State and Local Government.

Senate Bill No. 631 referred to the Committee on State and Local Government.

Senate Bill No. 632 referred to the Committee on State and Local Government.

Senate Bill No. 633 referred to the Committee on Judiciary.

Senate Bill No. 634 referred to the Committee on State and Local Government.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 73 and 75 through 79** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 73 by Senator Norris.
Memorials, Recognition -- G.H. Parker.

Senate Joint Resolution No. 75 by Senator Henry.
Memorials, Death -- Ray Bell.

Senate Joint Resolution No. 76 by Senator Berke.
Constitutional Amendments -- Establishes independent redistricting commission for senatorial and representative districts.

Senate Joint Resolution No. 77 by Senator Berke.
Memorials, Professional Achievement -- Joyce Berry, 2010 National Postmaster of the Year award.

Senate Joint Resolution No. 78 by Senator Watson.
General Assembly, Directed Studies -- Creates a special joint committee to study the feasibility of establishing a system to make certain health-related boards and commissions more autonomous.

Senate Joint Resolution No. 79 by Senator Tracy.
Memorials, Recognition -- Old Time Pottery, twenty-fifth anniversary.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolution No. 56**; and **Senate Joint Resolutions Nos. 70 through 72** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 56 -- Memorials, Personal Occasion -- Charley and Priscilla Corvin, 50th wedding anniversary.

The Speaker announced that he had referred House Joint Resolution No. 56 to the Committee on Calendar.

Senate Joint Resolution No. 70 -- Memorials, Recognition -- Susan Lodal, recipient of the 2010 C. Hal Henard Distinguished Service Award / School Board Member of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 70 to the Committee on Calendar.

Senate Joint Resolution No. 71 -- Memorials, Recognition -- Paul Reagan.

The Speaker announced that he had referred Senate Joint Resolution No. 71 to the Committee on Calendar.

Senate Joint Resolution No. 72 -- Constitutional Conventions -- Establishes term limits of 12 years for members of the general assembly.

The Speaker announced that he had referred Senate Joint Resolution No. 72 to the Committee on Judiciary.

MOTION

Senator Norris moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 73**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 73 -- Memorials, Recognition -- G.H. Parker.

On motion of Senator Norris, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 73** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Norris moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 79**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 79 -- Memorials, Recognition -- Old Time Pottery, twenty-fifth anniversary.

On motion of Senator Tracy, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 79** was adopted.

A motion to reconsider was tabled.

CONSENT CALENDAR

Senate Joint Resolution No. 48 -- Memorials, Recognition -- Mary Costa.

Senate Joint Resolution No. 49 -- Memorials, Recognition -- David Keith.

Senate Joint Resolution No. 50 -- Memorials, Public Service -- Rep. Charles Curtiss, Fiscal Review Committee.

Senate Resolution No. 1 -- Memorials, Death -- John Hayden "Aden" Hendley.

House Joint Resolution No. 42 -- Memorials, Recognition -- Dave Raby.

House Joint Resolution No. 43 -- Memorials, Recognition -- Pat Boone.

House Joint Resolution No. 44 -- Memorials, Death -- Donald Louis Wamp.

House Joint Resolution No. 45 -- Memorials, Retirement -- Ansley Moses.

House Joint Resolution No. 46 -- Memorials, Recognition -- Red Bank Baptist Church celebrating 100 years of ministry.

House Joint Resolution No. 49 -- Memorials, Recognition -- Dr. Moses Alfred Haynes.

House Joint Resolution No. 51 -- Memorials, Recognition -- Charleston Ruritan Club, 60th anniversary.

House Joint Resolution No. 52 -- Memorials, Recognition -- Bradley Central High School FFA.

House Joint Resolution No. 54 -- Memorials, Retirement -- Charles Brooks.

Senator Faulk moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes 31
Noes 0

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Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

MOTION

Senator Southerland moved that Rule 83 be suspended for the purpose of allowing the Committee on Environment, Conservation and Tourism to meet today at 2:00 p.m., for a presentation, which motion prevailed.

MOTION

Senator Norris moved that the Proposed Schedule for the week of February 21, 2011, be adopted and made the action of the Senate, which motion prevailed.

TENNESSEE STATE SENATE 107th GENERAL ASSEMBLY

PROPOSED SCHEDULE FOR THE WEEK OF FEBRUARY 21, 2011

MONDAY – February 21

State Holiday – No Session

TUESDAY – February 22

8:30 a.m. – 10:30 a.m.	Finance, Ways & Means Committee
10:30 a.m. – 12:30 p.m.	State & Local Government Committee
12:30 p.m. – 1:30 p.m.	Lunch
1:30 p.m. – 3:30 p.m.	Commerce, Labor & Agriculture Committee
3:30 p.m. – 5:00 p.m.	Judiciary Committee

WEDNESDAY – February 23

8:30 a.m.	Session – Senate Chamber
10:00 a.m. – 11:00 a.m.	Education Committee
11:00 a.m. – 12:00 noon	General Welfare, Health & Human Resources Committee
12:00 noon – 1:00 p.m.	Lunch
1:00 p.m. – 2:00 p.m.	Transportation Committee
2:00 p.m. – 3:00 p.m.	Environment, Conservation & Tourism Committee
3:00 p.m. – 5:00 p.m.	Government Operations Committee

THURSDAY – February 24

9:00 a.m.	Session – Senate Chamber
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NOTE: Pre-Commerce Meeting, Tuesday, February 22, 2011, at 7:30 a.m., in 12 LP.

RECALL OF BILL

On motion of Mr. Speaker Ramsey, **Senate Bill No. 258** was recalled from the Clerk's desk.

WITHDRAWAL OF BILL

On motion of Mr. Speaker Ramsey, Senate Bill No. 258 was withdrawn from the Senate.

MOTION

On motion of Senators Finney, Tracy, Marrero, Overbey and Herron, their names were added as sponsors of **Senate Joint Resolution No. 49**.

On motion of Senators Barnes, Beavers, Bell, Berke, Burks, Campfield, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Joint Resolution No. 50**.

On motion of Senators Berke, Tracy, Watson, Harper, Henry and Ford, their names were added as sponsors of **House Joint Resolution No. 43**.

On motion of Senators Berke, Faulk, Yager and Watson, their names were added as sponsors of **House Joint Resolution No. 44**.

On motion of Senator Berke, his name was added as sponsor of **House Joint Resolution No. 45**.

On motion of Senators Harper and Ford, their names were added as sponsors of **House Joint Resolution No. 49**.

On motion of Senator Bell, his name was added as sponsor of **House Joint Resolution No. 51**.

On motion of Senators Tracy and Bell, their names were added as sponsors of **House Joint Resolution No. 52**.

On motion of Senator Faulk, his name was added as sponsor of **House Joint Resolution No. 54**.

On motion of Senators Kelsey, Ford and Marrero, their names were added as sponsors of **Senate Joint Resolution No. 73**.

On motion of Senator Overbey, his name was added as sponsor of **Senate Bill No. 325; and Senate Joint Resolutions Nos. 18 and 48**.

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ENGROSSED BILLS

February 16, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 48, 49 and 50; and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

ENGROSSED BILLS

February 16, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 73 and 79, and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

February 16, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 59 and 61, adopted, for the Senate's action.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

February 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 26, 27, 28, 29, 31, 33, 34, 35, 36, 39, 40, 41, 42, 43 and 74; concurred in by the House.

JOE MCCORD,
Chief Clerk.

ENROLLED BILLS

February 16, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 26, 27, 28, 29, 31, 33, 34, 35, 36, 39, 40, 41, 42, 43 and 74; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

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MESSAGE FROM THE HOUSE

February 16, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 42, 43, 44, 45, 46, 49, 51, 52 and 54; for the signature of the Speaker.

JOE MCCORD,
Chief Clerk.

SIGNED

February 16, 2011

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 26, 27, 28, 29, 31, 33, 34, 35, 36, 39, 40, 41, 42, 43 and 74.

SIGNED

February 16, 2011

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 42, 43, 44, 45, 46, 49, 51, 52 and 54.

MESSAGE FROM THE HOUSE

February 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 26, 27, 28, 29, 31, 33, 34, 35, 36, 39, 40, 41, 42, 43 and 74; signed by the Speaker.

JOE MCCORD,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

February 16, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 26, 27, 28, 29, 31, 33, 34, 35, 36, 39, 40, 41, 42, 43 and 74; for his action.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

ADJOURNMENT

Senator Norris moved the Senate adjourn until 9:00 a.m., Thursday, February 17, 2011, which motion prevailed.